IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.1953 of 2008
SHEODUTT RAM
Versus
THE STATE OF BIHAR
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5. **01.09.2008** Heard learned counsel for the petitioner and the State.

Petitioner is an accused for the offence registered Under Sections 406, 420/34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that he was the Secretary of the Central Bank of India Staff Cooperative Society and the allegation is to the effect that the said society involved in the business of non-banking finance and accepted the deposits from the public as well and credited the fixed deposit. However, on demand the society, of which the petitioner is Secretary, does not return the money. It is further submitted that the society, of which the petitioner is Secretary is to return the money, however, on attending the maturity of the fixed deposit.

Learned A.P.P, on the other hand, submits that the petitioner while running the bank cooperative had no business to indulge in the business of non- banking finance and had accepted the money from the Bank as well and on being demanded it is not being returned. As such, the petitioner has committed the alleged offence.

Considering the above, I am not inclined to grant bail to the petitioner. The prayer for bail of the petitioner is rejected.

If the petitioner on surrender before the court below makes an application for bail, the same will be considered on its own merits without being prejudiced by the order of this court.

Jagdish/- **(Shailesh Kumar Sinha,J.)**

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